

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

CIF LICENSING, LLC, d/b/a
GE LICENSING,

Plaintiff,

v.

AGERE SYSTEMS, INC.,

Defendant.

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C.A. No. 07-170-JJF

**DEFENDANT'S WITHDRAWAL OF ITS
MOTION TO AMEND SCHEDULING ORDER**

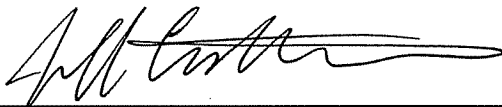
1. Defendant Agere Systems, Inc. ("Agere") hereby withdraws its Motion to Amend Scheduling Order ("Motion") (D.I. 57) as moot, for the reasons stated herein.

2. Agere, in its Motion, sought an extension of the deadline for the parties to exchange and complete interrogatories, identification of fact witnesses and document production for the limited purpose of allowing Plaintiff CIF Licensing LLC, d/b/a GE Licensing ("GE Licensing") sufficient time to answer Agere's Interrogatory No. 18 and respond to Agere's Request for Production No. 70, both of which were served on January 23, 2008.

3. In its response to Agere's Motion, GE Licensing represented that it had "completed and filed its responses to Agere's interrogatory and document request at issue." (D.I. 60 at 1). Agere received the responses on February 27, 2008. Upon review of the interrogatory answer and document request response, Agere agrees that GE Licensing has answered and responded without asserting a timeliness objection, rendering the Motion moot.

WHEREFORE, Agere withdraws its Motion to Amend Scheduling Order as moot, and will meet and confer with GE Licensing to ensure the answer to Agere's Interrogatory No. 18 and response to Agere's Request for Production No. 70 are complete.

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Dated: February 29, 2008

CERTIFICATE OF SERVICE

I, Jeffrey T. Castellano, Esquire, hereby certify that on February 29, 2008, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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I further certify that on February 29, 2008, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and on the following non-registered participants in the manner indicated:

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